

**MINUTES**  
**CABARRUS SOIL & WATER CONSERVATION DISTRICT BOARD MEETING**  
**TUESDAY, OCTOBER 5, 2010**

**Supervisors Present:** Jeff Goforth, Ned Hudson, Bob Ritchie, Louis Suther

**Staff Present:** Amy Griffith, Daniel McClellan and Dennis Testerman

**Others Present:** Gene Divine, Watershed Improvement Commission

**(1) Call to Order**

The meeting was called to order by Bob Ritchie at 6:32 p.m.

**(2) Approval of Agenda**

The following items were added/changed on the Agenda:  
Item 4-E - Resolutions for Area VIII Fall Meeting added  
Item 5-D - NACD National Meeting added  
Item 6-B - Cabarrus County Board of Commissioners removed  
Item 7-B - Discussion of Personnel Matter added

UPON MOTION of Ned Hudson, seconded by Jeff Goforth and unanimously carried, the Board approved the Agenda as amended.

**(3) Approval of Minutes**

UPON MOTION of Ned Hudson, seconded by Louis Suther and unanimously carried, the Board approved the September 7, 2010 minutes.

**(4) Consent Agenda**

UPON MOTION of Louis Suther, seconded by Jeff Goforth and unanimously carried, the Board approved the amended Consent Agenda.

**(4-A) NRCS Conservation Plan**

George L Pless & Sons Dairy, Inc.

**(4-B) NCASCP Contract Forms**

Max Barrier, #13-10-06-16, Well, \$3,473.00  
- Request for Payment

**(4-C) NACD-AEM Partnership Award**

**(4-D) Staff Reports**

**(4-E) Resolutions for Area VIII Fall Meeting**

- Voluntary Ag/Enhanced Ag Districts
- Farmland Protection from Annexation

## **(5) Unfinished Business**

### **(5-A) SWCD Strategic Planning Retreat**

Amy Griffith stated thirteen people have confirmed to attend, including Board and staff members, and the menu was reviewed. Dennis Testerman stated Michelle Lovejoy has agreed to be the facilitator for the retreat. Bob Ritchie suggested that we obtain a copy of the Board of Commissioners priorities to compare to the Board's priorities.

### **(5-B) Conservation Easement at Cox Mill Elementary**

Dennis Testerman stated version 6 is available now on the easement. A revised survey map is also available. Richard Koch, County Attorney, has made changes on the easement and will forward the newest version to Dennis. Unfortunately, the easement will not be recorded this week. There was a general discussion among the group regarding the proposed changes and the survey map. A meeting is scheduled onsite to discuss needed changes.

### **(5-C) Request for Payment - Judy Fisher, #13-09-01-16, Well, \$5,663**

UPON MOTION of Ned Hudson, seconded by Louis Suther and unanimously carried, the Board approved the Request for Payment for Judy Fisher.

### **(5-D) NACD National Meeting, Nashville TN**

Amy Griffith gave the details of the NACD National Meeting in Nashville TN, to be held January 30, 2011 through February 2, 2011. There was a discussion among the group regarding possible attendees.

UPON MOTION of Jeff Goforth, seconded by Bob Ritchie and unanimously approved, the Board voted for Ned Hudson and Louis Suther to attend the NACD National Meeting in 2011.

## **(6) Information/Reports**

### **(6-A) Chairman's Report**

Bob Ritchie talked about the Facebook page for the District and the issue from Cabarrus County to combine our page with other entities. There was a general discussion among the group regarding a Facebook page and general marketing of the District to the public.

**(6-B) Cabarrus County Board of Commissioners**

Nothing to report.

**(6-C) NC Foundation for S&W Conservation and NCASWCD Leadership Initiative**

Ned Hudson reported on the following: the first class of twelve participants graduated from the Leadership Initiative training; an administrative assistant was hired for the Foundation; the Foundation has six high priority goals for their business plan over the next four years.

**(7) New Business**

**(7-A) Local Work Group Meeting Representation**

Dennis Testerman stated the Local Work Group meeting will be held on October 28, 2010 from 10:00 am - 12:00 pm and will consist of EQIP discussion only. Ned Hudson and Louis Suther will be representing the Board at this meeting.

**(7-B) Discussion of Personnel Matter**

A recent memorandum was reviewed from the North Carolina Attorney General's office to the North Carolina Soil and Water Conservation Commission concerning North Carolina General Statute 139-7, which deals with the conditions for removal of appointed and elected supervisors. The memorandum states in part that "the Commission has by regulation interpreted the phrase 'neglect of duty' as used in N. C. Gen. Stat. 139-7 to include 'ceasing to discharge the duties of the office over a period of three consecutive months except when prevented by sickness.'" Ritchie reviewed Johnathan Johnson's attendance record at meetings of both the District and the North Carolina Association of Soil and Water Conservation Districts. There was a discussion among the Board regarding this matter and the Commission's direction to District to "advise the Commission in writing of the failure of any supervisor [appointed or elected supervisor] to discharge his or her duties over a three-month period."

UPON MOTION of Ned Hudson, seconded by Louis Suther and unanimously carried, the Board voted to send a memo to the Commission regarding this matter and for Bob Ritchie to discuss this decision with Mr. Johnson.

**(8) Adjourn**

UPON MOTION of Jeff Goforth, seconded by Louis Suther and unanimously carried, the Board adjourned the meeting at 8:03 p.m.

\_\_\_\_\_  
Bob Ritchie, Chairman

\_\_\_\_\_  
Ned Hudson, Secretary-Treasurer